

1C978 U.S. PTO
09/879583
06/12/01

§ § § § § § § § § § § §

Group Art Unit: 2151

Examiner:

For: METHOD FOR DETECTING AND
RESOLVING A PARTITION
CONDITION IN A CLUSTER

Sir:

Pursuant to the provisions of 37 C.F.R. § 1.97, Applicant hereby makes of record the references set forth in the attached modified form PTO-1449. No inference should be made that the cited references are in fact material, are in fact prior art, or that no better art exists. The cited patents are listed in numerical order and not in any order based on their pertinence.

Pursuant to 37 C.F.R. § 1.98(d), no copies of the cited references are enclosed since the references were provided in the parent application, U.S. Serial No. 09/731,422.

It is requested that the Examiner fully consider the cited references and that they be cited on the front of any patent issuing from this application.

An early action on the merits is respectfully requested.

Respectfully submitted,

David L. McCombs
Reg. No. 32,271

Date: 6-12-01
HAYNES AND BOONE, LLP
901 Main Street, Suite 3100
Dallas, Texas 75202
Phone: 214-651-5533
Fax: 214-651-5940
Docket No.: 26530.60

D-906205.1

EXPRESS MAIL NO: EL828065003US
DATE OF DEPOSIT: 6-12-01

This paper is being deposited with the U.S. Postal Service Express Mail Post Office to Addressee service under 37 CFR §1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231

Gayle Conner